

in the Audubon Park

3-1 6-6-69 Prosecution Bar Denied Andrews

Dean A. Andrews has been denied a federal restrainer temporarily blocking prosecution by District Attorney Jim Garrison on a perjury charge.

Judge James A. Comiskey did not rule on Andrews' plea for a preliminary injunction.

Andrews, an attorney, has also asked that a three-judge federal panel be convened and that it declare unconstitutional the state statute under which he is charged.

He was convicted of perjury in August, 1967, in connection with statements made during Garrison's investigation of the assassination of President John F. Kennedy. He was sentenced to serve 18 months.

Andrews now faces trial on June 19 on another perjury charge, and claims he is being forced to trial on a charge which is deemed criminal but for which no punishment is provided under Louisiana law. If he is found guilty he will be sentenced under a different statute.

Judge Comiskey ruled Andrews failed to allege such irreparable injury as to entitle him to the temporary restraining order.